Case 6:23-po-00117-HBK Document 3 Filed 04/11/23 Page 1 of 2 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

NOTICE and ORDER of CONTINUED HEARING

| UNITED STATES | OF AMERICA |) | |
|---|---|---------------------------------------|---|
| W7 | : |) CITATION NO.: | E1166998 |
| V. | : |)) | E1166999 |
| TIMOTHY LADUCA | |)) | 6:23-po-00092-HBK 6:23-po-00117-HBK |
| | : |)) | |
| Type of Case: CE | NTRAL VIOLATIONS | BUREAU VIOLATION | NOTICE |
| TAKE NOTICE the hearing date of A | nat a Court proceeding i pril 18, 2023 | n this case has been CON to: | ΓINUED from the |
| DATE/TIME: | Tuesday, Octo | ober 17, 2023 , <u>1:00</u> | <u>PM</u> . |
| LOCATION: | U.S. MAGISTRATE U.S. District Courtho 9004 Castle Cliffs Ct Yosemite Valley, Cali | | |
| OFFENSE(S): | 36 CFR 4.12, 36 CI | FR 2.32(a)(2) | |
| CONTINUANCE 1 | REQUEST: First | , _Time needed to pay fines in ful | <u>l. </u> . |
| YOU ARE HEREBY C | RDERED TO APPEAR AT T | THE CONTINUED COURT DAT | E REFERENCED ABOVE. |
| A Failure to Appear on the ab | ove date will result in an Issuance of a | Bench Warrant and/or Abstract on your | Driving Record, depending on the charges. |
| | est for a continuance of the court date copy of this Notice and Order and the | | d States Attorney's office of the continuance, |
| to the United States Attorne ; that this is a second time the cause" for the continuance. T act on the request for 3 days, consider the written request as | y, Misdemeanor Unit, 2500 Tulare Statefendant has sought a continuance of the request must be received by the congiving the United States Attorney an ond any objection. The Deputy Clerk w | | led court date. The court will not ection period, the Judge will States Attorney of the Court's |
| Dated: | | | |
| April 11, 202 | 3 | /s/ Helena Barch-K | vebta |
| | - | U.S. Magistrate Judge H | |

U.S. Attorney, Fresno Office - Misdemeanor Unit Federal Defender, Fresno Office

cc:

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA FRESNO CENTRAL VIOLATIONS BUREAU CALENDAR

COURT POLICY REGARDING CONTINUANCES OF COURT DATES BY PROS SE DEFENDANTS REVISED OCTOBER 15, 2013

- 1) The Court may grant one request for a continuance of a court date by a pro se defendant. The decision to grant a continuance is based upon the nature of the case and other factors. The Deputy Clerk will inform the United States Attorney's office of the continuance, and will mail the pro se defendant a copy of the Notice of Continued Hearing and policy.
- 2) To obtain a second continuance of a court date, a pro se defendant must submit his or her request to the court in writing, and must also send a copy of the request to the United States Attorney, c/o Misdemeanor Unit, 2500 Tulare Street, 4th Floor Ste. 4401, Fresno, CA 93721. The request must inform the court that this is a second time the pro se litigant has sought a continuance of his or her court date, and must provide a statement of good cause for the continuance. The request must be received by the court no later than one week before the scheduled court date. The court will not act on the request for three days, giving the United States Attorney an opportunity to object. After the three (3) day objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Court's decision. No more than two (2) continuances will be granted absent extraordinary circumstances.
- 3) Any pro se defendant seeking a third or further continuance must submit his or her request to the court in writing, and also serve the United States Attorney a copy of the request. The pro se defendant must inform the court how many continuances he or she has previously been granted, and must also provide an explanation of the extraordinary circumstances justifying a third or further continuance. Such a request must be received by the court no later than two (2) weeks before the scheduled court date. The court will not act on the request for one (1) week, giving the United States Attorney an opportunity to object. After the one (1) week objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Judge's decision.

Even if the request for continuance is not opposed or even agreed to by the United States Attorney, the Court may still deny the request.